# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

POWER INTEGRATIONS, INC., a Delaware corporation,

Plaintiff,

v.

FAIRCHILD SEMICONDUCTOR INTERNATIONAL, INC., a Delaware corporation, and FAIRCHILD SEMICONDUCTOR CORPORATION, a Delaware corporation,

Defendants.

C.A. No. 04-1371-JJF

HIGHLY CONFIDENTIAL FILED UNDER SEAL PURSUANT TO COURT ORDER

# DECLARATION OF KYLE WAGNER COMPTON IN SUPPORT OF POWER INTEGRATIONS, INC.'S APPLICATION TO EXCLUDE THE ADMISSION OF CERTAIN EVIDENCE RELATED TO FAIRCHILD'S FORENSIC TESTING

#### FISH & RICHARDSON P.C.

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Attorneys for Plaintiff POWER INTEGRATIONS, INC.

DATED: August 31, 2007

- I, Kyle Wagner Compton declare as follows:
- 1. I am an attorney at Fish & Richardson P.C., counsel of record in this action for Plaintiff Power Integrations, Inc. ("Power Integrations"). I am a member of the Bar of the State of Delaware and of this Court. I have personal knowledge of the matters stated in this declaration and would testify truthfully to them if called upon to do so.
- 2. Attached hereto as Exhibit 1 is a true and correct copy of the Expert Report of Erich J. Speckin, marked Highly Confidential Outside Counsel Only, and dated August 1, 2007.
- 3. Attached hereto as Exhibit 2 is a true and correct copy of the Rebuttal Expert Report of Erich J. Speckin, marked Highly Confidential Outside Counsel Only, and dated August 20, 1007.
- 4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of the August 27, 2007 deposition of Erich J. Speckin, marked Highly Confidential Attorneys' Eyes Only.
- 5. Attached hereto as Exhibit 4 is a true and correct copy of excerpts of the March 29, 2007 deposition of Erich Speckin submitted in connection with a motion to exclude Mr. Speckin's testimony (D.I. 340) in the case of *Armament Systems & Procedures, Inc. v. IQ Hong Kong Limited, et al.*, USDC-E.D. Wis. C.A. No. 00cv1257, obtained from the Public Access to Court Electronic Records ("PACER") online service.
- 6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of the August 28, 2007 deposition of Albert H. Lyter, III, Ph.D., marked Confidential Attorneys' Eyes Only.
- 7. Attached hereto as Exhibit 6 is a true and correct copy of the Expert Report of Albert H. Lyter, III, dated August 9, 2007.
- 8. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the opinion in the matter *Re Estate of Wang Teh Huei*, 2002 WL 1341762 (CFI HCAP 8/1999) (Nov. 21, 2002).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 31<sup>st</sup> day of August, 2007, at Wilmington, Delaware.

/s/ Kyle Wagner Compton

Kyle Wagner Compton

## **CERTIFICATE OF SERVICE**

I hereby certify that on August 31, 2007, I served the **DECLARATION OF KYLE** 

#### WAGNER COMPTON IN SUPPORT OF POWER INTEGRATIONS INC.'S

#### APPLICATION TO EXCLUDE CERTAIN EVIDENCE FROM FAIRCHILD

**REGARDING FORENSIC TESTING** on the following as indicated:

#### **BY HAND DELIVERY**

Steven J. Balick John G. Day Ashby & Geddes 500 Delaware Avenue, 8th Floor P. O. Box 1150 Wilmington, DE 19899

Attorneys for Defendants FAIRCHILD SEMICONDUCTOR INTERNATIONAL, INC. and FAIRCHILD SEMICONDUCTOR CORPORATION, and third party INTERSIL CORPORATION

## BY E-MAIL AND FIRST CLASS MAIL

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Attorneys for Defendants FAIRCHILD SEMICONDUCTOR INTERNATIONAL, INC. and FAIRCHILD SEMICONDUCTOR **CORPORATION** 

/s/ Kyle Wagner Compton

**Kyle Wagner Compton** 

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